1636  
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Patent Docket P0645P4D2C3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Lisa J. Garrard et al.  Serial No.: 09/717,641  Filed: November 21, 2000  For: ENRICHMENT METHOD FOR VARIANT PROTEINS WITH ALTERED BINDING PROPERTIES	Group Art Unit: 1636  Examiner: D. Lambertson  Confirmation No: 9837  <b>Customer No: 09157</b>
<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  June <u>29</u> , 2004   Pamela Gavette	

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fees
Total	11	-	48	0	18	\$0.00
Independent	3	-	5	0	86	\$0.00
<u>Multiple dependent claim(s), if any</u>					290	\$0.00
<b>Total Fee Calculation</b>						\$0.00

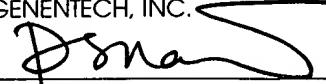
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No additional fee is required.

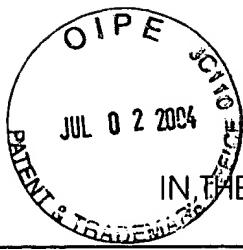
The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$. **A duplicate copy of this transmittal is enclosed.**  
Petition for Extension of Time is enclosed.

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,  
GENENTECH, INC.

By:   
Paul Naik, Ph.D.  
Reg. No. 49,075  
Telephone No. (650) 225-5530

Date: June 29, 2004



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AMENDMENT UNDER 37 C.F.R. §1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This document is responsive to the Office communication of June 1, 2004 regarding the Amendment submitted December 17, 2003 in response to the Office Action mailed June 17, 2003, and the Amendment re-submitted April 7, 2004 in response to the Office communication of March 8, 2004. The December 17, 2003 Amendment was timely filed with a Petition and fees for a Three-Month Extension of Time and fees to include December 17, 2003. The April 7, 2004 re-submission was also timely filed. The Office communication of June 1, 2004 requests Applicants to revise the Amendment to comply with the revised amendment practice under 37 CFR Section 1.121.

Regarding the status of claims 95 and 98, Applicants respectfully submit that they were properly indicated with accepted status identifiers in the December 17, 2003 and April 7, 2004 Amendments. In the Amendments, claim 95 was appropriately listed between claims 94 and 96, and claim 98 was appropriately listed between claims 97 and 99. Claims 95 and 98 are not cancelled. The status of these claims were properly identified. The Examiner apparently confused the figures/numbers "95" and "98" recited in claims 96 and 99, respectively, as indications of independent claims 95 and 98. To avoid

further such confusion, Applicants have now re-formatted the claim listing to clearly set forth the pending claims and their respective status identifiers.

Applicants believe all issues raised by the Office have now been properly addressed, and therefore reconsideration and allowance are respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 4 of this paper.